

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: DEPUY ORTHOPAEDICS, INC.,
PINNACLE HIP IMPLANT PRODUCTS
LIABILITY LITIGATION

C-11-5618-TH

MDL No. 2244

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-43)

On May 23, 2011, the Panel transferred 3 civil action(s) to the United States District Court for the Northern District of Texas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 787 F.Supp.2d 1358 (J.P.M.L. 2011). Since that time, 220 additional action(s) have been transferred to the Northern District of Texas. With the consent of that court, all such actions have been assigned to the Honorable James Edgar Kinkeade.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Texas and assigned to Judge Kinkeade.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Northern District of Texas for the reasons stated in the order of May 23, 2011, and, with the consent of that court, assigned to the Honorable James Edgar Kinkeade.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Texas. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Dec 28, 2011

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: DEPUY ORTHOPAEDICS, INC.,
PINNACLE HIP IMPLANT PRODUCTS
LIABILITY LITIGATION**

MDL No. 2244

SCHEDULE CTO-43 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
CALIFORNIA CENTRAL			
CAC	2	11-10178	Carl Cossick v. DePuy Orthopaedics Inc et al
CALIFORNIA NORTHERN			
CAN	3	11-06254	Powell et al v. DePuy Orthopaedics, Inc. et al
CAN	3	11-06258	Bland et al v. DePuy Orthopaedics, Inc. et al
CAN	3	11-06259	Krumrine et al v. DePuy Orthopaedics, Inc. et al
CAN	3	11-06261	Olson et al v. DePuy Orthopaedics, Inc. et al
MONTANA			
MT	9	11-00165	Lay et al v. DePuy Orthopaedics, Inc. et al
NEVADA			
NV	2	11-01982	Goff v. DePuy Orthopaedics, Inc et al
NEW JERSEY			
NJ	3	11-06408	LUMBRA et al v. DEPUY ORTHOPAEDICS, INC. et al
NJ	3	11-06409	KARABEKIAN v. DEPUY ORTHOPAEDICS, INC. et al
NJ	3	11-06410	TORBERT v. DEPUY ORTHOPAEDICS, INC. et al
NJ	3	11-06871	STAUFFER v. DEPUY ORTHOPAEDICS, INC. et al
NEW YORK SOUTHERN			
NYS	1	11-08465	Marino et al v. DePuy Orthopaedics, Inc. et al
WEST VIRGINIA SOUTHERN			
WVS	3	11-00847	Vickers v. Depuy Orthopaedics, Inc. et al

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MDL No. 2244

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-41)

On May 23, 2011, the Panel transferred 3 civil action(s) to the United States District Court for the Northern District of Texas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 787 F.Supp.2d 1358 (J.P.M.L. 2011). Since that time, 213 additional action(s) have been transferred to the Northern District of Texas. With the consent of that court, all such actions have been assigned to the Honorable James Edgar Kinkeade.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Texas and assigned to Judge Kinkeade.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Northern District of Texas for the reasons stated in the order of May 23, 2011, and, with the consent of that court, assigned to the Honorable James Edgar Kinkeade.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Texas. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Dec 14, 2011

**CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION**

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: DEPUY ORTHOPAEDICS, INC.,
PINNACLE HIP IMPLANT PRODUCTS
LIABILITY LITIGATION**

MDL No. 2244

SCHEDULE CTO-41 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
CALIFORNIA NORTHERN			
CAN	3	11-05618	Markham v. DePuy Orthopaedics, Inc. et al
CAN	4	11-05616	Fong v. DePuy Orthopaedics, Inc. et al
INDIANA NORTHERN			
INN	3	11-00448	Nelson v. DePuy Orthopaedics Inc et al
UTAH			
UT	2	11-01068	Potter v. DePuy Orthopaedics et al
VIRGINIA EASTERN			
VAE	1	11-01285	Carey-Broomfield v. DePuy Orthopaedics, Inc. et al Opposed 12/9/11